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E-filed May 28, 2010

8 UNITED STATES BANKRUPTCY COURT
9 DISTRICT OF NEVADA

10 Case No. BK-N 09-52177-GWZ

11 In Re:

Chapter 7

12 WES CONSTRUCTION COMPANY,
13 a Nevada corporation,

14 Debtor

COMMITTEE'S OBJECTION
TO TRUSTEE'S MAY 28, 2010,
SUPPLEMENTAL EX PARTE
APPLICATION TO PAY FEES
AND COSTS

15
16 Hearing Date: None Scheduled

17 COMES NOW THE COMMITTEE OF UNSECURED CREDITORS, Lyle Kibbe, Spe-
18 ciality Equipment Services, LLC, and Active Asset Management, LLC ("Objectants"), who
19 object to Trustee's SUPPLEMENTAL EX-PARTE APPLICATION TO PAY FEES AND
20 COSTS, filed herein on May 28, 2010, on the grounds set forth in Objectant's *Motion to*
21 *Reconsider 1) Orders Approving Chapter 7 Trustee's Ex Parte Applications to Employ and*
22 *to Pay Steve Bennyhoff 2) Requiring Mr. Bennyhoff to Disgorge Fees Paid to Him During*
23 *the Chapter 11 Phase of this Case and 3) Providing for the Continuance of the 1102(a)*
24 *Unsecured Creditors Committee* (Docket 310) (herein "Objectant's Motion").

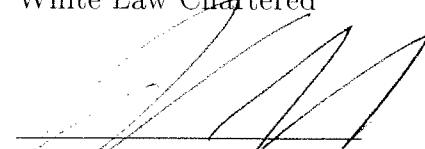
25 Objectant's Motion was filed herein on April 23, 2010 and is set for hearing before this
26 honorable Court on June 21, 2010 at 2:00 p.m. Among other things, it alleges that the Trustee
27 has not provided sufficient information to determine whether Mr. Bennyhoff represents an
28 interest adverse to the estate and is a disinterested person within the meaning of Bankruptcy

1 Code sections 327(a) and 101(14).

2 Objectant's Motion is incorporated herein as Objectants' response to the Trustee's instant
3 Application to Pay Fees.

4 Respectfully submitted this 28th day of May, 2010.

5 White Law Chartered

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8 By:  John White, Esq.

9 Attorney for certain Creditors

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